

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Chamber Summons No. 755 of 2005
in
Suit No. 1173 of 2004

Suresh Shivram Palekar ..Plaintiff

vs.

1. K.Y.Annapoorni and ors. ..Defendants

Mrs.V.V.Thorat for plaintiff
Mr.D'lima i/b M/s D'lima and Associates for
defendants.

**CORAM: A.M.KHANWILKAR J.
29th August, 2005.**

P.C.

. By consent chamber summons is made absolute in terms of prayer clause (a) with liberty to the defendants to file the additional written statement in view of amendment to the plaint, if so advised. Amendment to be carried out within four weeks from today. No order as to costs.

. In so far as the relief in terms of prayer clause (b) is concerned, that question is left open to be decided in the appropriate proceedings as and when taken out by the plaintiffs after amendment of the plaint.

. It is made clear that granting the relief in terms of prayer clause (a) is not an expression of any opinion on the merits of the controversy of

which amendment is sought.